

SHAFFER EQUIPMENT  
ADMINISTRATIVE RECORD FOR LIEN \*  
INDEX OF DOCUMENTS

161276

Property Documents

1. Deed between Berwind Corporation and E. William Shaffer, 3/18/70. P. 1-4.

Notice of Potential Liability

- \*\* 2. Initial Site Inspection to Mr. Ben Wilmoth, U.S. EPA, from Mr. Bob Caron, U.S. EPA, re: Conditions found at the site, 12/6/84.
- \*\* 3. Memorandum to Mr. Charles J. Walters, U.S. EPA, from Mr. Georgi A. Jones, Department of Health and Human Services, re: Information received from the site confirming an imminent public health threat, 2/20/85.
- \*\* 4. Letter to Mrs. Anna Shaffer, Shaffer Equipment Company, from Mr. Robert E. Caron, U.S. EPA, re: Confirmation of oral notice given by EPA and text of that notice, 1/25/85.
- \*\* 5. Letter to Mrs. Anna Shaffer, Shaffer Equipment Company, from Mr. Robert E. Caron, U.S. EPA, re: Notice that U.S. EPA is about to spend additional funds to investigate further and to take corrective action involving releases of hazardous substances, pollutants, and other contaminants at the Shaffer Equipment Company, 9/9/85.

Cost Documentation

6. Narrative Summary/Statement of Facts, Costs for Shaffer Equipment Company Site, Minden, WV, prepared by Ms. Leslie Vassallo, 10/6/88. P. 5-26.
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- \* Administrative Record File available 6/4/93, updated 6/24/93.
  - \*\* The following documents can be found in the Shaffer Equipment Cost Recovery Administrative Record File Volume I, located at the Region III EPA Office, Philadelphia, PA.
- Note: For additional information regarding the Shaffer Equipment Site, please refer to the Shaffer Equipment Site Cost Recovery Administrative Record Files, Volumes I and II located at the Region III EPA Office, Philadelphia, PA.

#### Filing of Federal Superfund Lien

7. Notice of Federal Lien, Shaffer Equipment Company, admitted to record on July 28, 1988, Book No. 5, Page No. 647, Fayette County Commission, West Virginia, 7/18/88. P. 27-27.
8. Notice of Federal Lien, Shaffer Equipment Company, filed on August 2, 1988 in Clerk's Office, United States District Court for the Southern District of West Virginia, Misc. No. 88-00075CH, 7/18/88. P. 28-28.
9. Request to File Notice of Federal Lien In The Matter Of: Shaffer Equipment Company and Anna Shaffer, Misc. No. 88-00075CH, (undated). P. 29-29.
10. Letter to Ms. Anna Shaffer from Allyn L. Stern, Assistant Regional Counsel, U.S. EPA, re: Notification that EPA has filed a lien against the Shaffer property, 8/6/88. P. 30-30.

#### Cost Recovery Litigation

11. Complaint, United States of America v. Shaffer Equipment Company, et al., Civil Action No. 5:90-119, 12/19/92. P. 31-40.
12. Judgement Order, United States of America v. Shaffer Equipment Company, et al., Civil Action No. 5:90-1195, re: Dismissing the action for bad faith misconduct of counsel with prejudice, 6/17/92. P. 41-90.

#### Withdrawal of Notice of Federal Lien

13. Memorandum to Marcia E. Mulkey, Regional Counsel, U.S. EPA, Region III, from A.J. D'Angelo, Assistant Regional Counsel, U.S. EPA, Region III, re: Request for signature of the Withdrawal of Notice of Federal Lien, (undated). P. 91-91.
14. Withdrawal of Notice of Federal Lien filed with the United States District Court for the Southern District of West Virginia, Shaffer Equipment Company, 5/25/93. P. 92-95. A Notice of Lien and a Request to File Notice of Federal Lien are attached.
15. Letter to United States District Court for the Southern District of West Virginia, from A.J. D'Angelo, Assistant Regional Counsel, U.S. EPA, Region III, re: Withdrawal of Notice of Federal Lien and request for copies of the filed documents, 6/1/93. P. 96-96.

16. Request to File Withdrawal of Notice of Federal Lien In The Matter Of: Shaffer Equipment Company and Anna Shaffer, Misc. No. 88-00075CH, (undated). P. 97-97.
17. Withdrawal of Notice of Federal Lien filed with the Fayetteville County Court House, 5/25/93. P. 98-100. A Notice of Lien is attached.
18. Letter to Fayetteville County Court House County Clerk's Office, from A.J. D'Angelo, Assistant Regional Counsel, U.S. EPA, Region III, re: Withdrawal of Notice of Federal Lien and request for copies of the filed documents, 6/1/93. P. 101-102. A United States Postal Money Order receipt is attached.
19. Order, In The Matter Of: Shaffer Equipment Company and Anna Shaffer, Misc. No. 88-00075CH, 6/11/93. P. 103-103.
20. Withdrawal of Notice of Federal Lien, admitted to record June 4, 1993, Book No. 168, Page No. 498, Fayette County Court House, 6/4/93. P. 104-107. The Notice of Lien is attached.